IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3597 OF 2004
IN
INCOME TAX APPEAL (L) NO.1538 OF 2004

The Commissioner of Income Tax ..Applicant

Vs.

M/s.Ardeshir B.Cursejjee & Sons Ltd. ..Respondent

Mrs.P.P.Bhosale for the Applicant.
None for the Respondent.

CORAM :- DR.S.RADHAKRISHNAN &
V.C.DAGA, JJ.

DATE : 4TH JUNE, 2007

P.C.

. Heard the learned Counsel for the Applicant. None appears for the Respondent. By this Notice of Motion the Applicant is seeking condonation of delay in filing the above Appeal. Perused the Notice of Motion and the affidavit-in-support thereof. For the reasons stated therein sufficient cause is made out for condoning the delay in filing the above Appeal. There is no case of inaction, negligence or want of bonafide on the part of the Applicant. Hence, the Notice of Motion is made absolute in terms of prayer clause (a).

(V.C.DAGA,J.) **(DR.S.RADHAKRISHNAN,J.)**